

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Belardinelli et al.

Plaintiff(s),
-V-
Concepts in Staffing, Inc. et al.
Defendant(s).

KATHERINE B. FORREST, District Judge;

The parties propose the following schedule for this matter:

1. All parties [do / do not] consent to conducting all further proceedings before a United States Magistrate Judge, including motions and trial. 28 U.S.C. § 636(c). The parties are free to withhold consent without adverse substantive consequences.¹
 2. Close of fact discovery: May 2, 2016. [within 4 months unless the case is particularly complex]
 3. Close of expert discovery: ~~May 27, 2016~~. [25 days after the close of fact discovery; the parties are to negotiate interim dates regarding expert witnesses]

The parties contemplate experts in this matter for the following subject(s): none at this time.

4. [For F.L.S.A. actions only] Plaintiff(s) [do / do not] anticipate making a motion for conditional certification of a collective action under 29 U.S.C. § 216(b). Plaintiff(s) shall include a proposed notice with the opening brief.

Proposed briefing schedule:

Opening: _____ [30 days after initial conference]

Opp'n: _____ [21 days after opening brief]

Reply: _____ [7 days after opposition brief]

¹ If all parties so consent, they should execute a consent form (available at <http://www.nysd.uscourts.gov/file/forms/consent-to-proceed-before-us-magistrate-judge>) and submit it to the Court via e-mail, along with this proposed order.

5. The parties [do / do not] anticipate making dispositive motions. The contemplated dispositive motion(s) is/are a motion(s) summary judgment and motion to dismiss

Proposed briefing schedule:

Opening:	May 27, 2016	[no later than item 3]
Opp'n:	June 17, 2016	[21 days after opening brief]
Reply:	June 24, 2016	[7 days after opposition brief]

Last dates to file; motions may be brought at any time.

** Only Plaintiffs request

6. Trial [will / will not] be before a jury trial by jury.

DO NOT FILL IN BELOW. THE COURT WILL SET ITEMS 7-10.

7. The next status conference is set for 12/4/15 at 11 am (Telephonic)
8. Pretrial materials, including the Joint Pretrial Order ("JPTO"), are due: 7/15/16.
9. The Final Pretrial Conference ("FPTC") is set for 7/20/16 at 1PM.

Motions in limine are due two weeks before FPTC; oppositions are due one week later. Daubert motions are due four weeks before FPTC; oppositions are due two weeks later. (No replies.)²

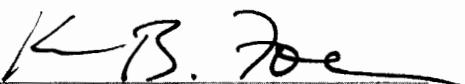
10. Trial in this matter shall commence on 7/25/16. Trial is anticipated to take 1 [days weeks].

Settlement discussions must occur in parallel to this schedule (schedule will not be adjourned, except in very unusual situations, for settlement discussions).

SO ORDERED.

Dated: New York, New York

9/9, 2015


KATHERINE B. FORREST
United States District Judge

² Deadlines for motions in limine and Daubert motions are generalized and subject to change. The parties may request modified schedule if desired.